

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of
PAUL J. SULLIVAN, ET AL.
Serial No.: Unassigned
Filed: January 16, 2004
Title: METHOD AND APPARATUS FOR
SCANNING, STITCHING, AND DAMPING
MEASUREMENTS OF A DOUBLE SIDED
METROLOGY INSPECTION TOOL
Parent Serial No.: 10/165,344
Parent Filed: June 7, 2002

Parent App. Art Unit: 2877

Parent App. Examiner: Z. Smith

22581 U.S. PTO
10/759764
011604

TRANSMITTAL LETTER

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a: X Continuation Application
_____ Divisional Application

pursuant to 37 C.F.R. § 1.53, of pending prior application Serial No. 10/165,344, filed June 7, 2002, for the invention entitled "METHOD AND APPARATUS FOR SCANNING, STITCHING, AND DAMPING MEASUREMENTS OF A DOUBLE SIDED METROLOGY INSPECTION TOOL," by inventors Paul J. Sullivan, George Kren, Rodney C. Smedt, Hans J. Hansen, David W. Shortt, Daniel Kavaldjiev, and Christopher F. Bevis.

1. X Enclosed are a specification, formal drawings, and a copy of the declaration from the original application. No new matter has been added. A Preliminary Amendment and an Information Disclosure Statement (IDS) are also enclosed.
2. X The filing fee is calculated below (see also paragraph 5 below):

Claims After Amendment	No.		No.	Small Entity Rate	Large Entity Rate	
	Filed		Extra			
Total	21	-20	<u>1</u>	x \$9	x <u>\$18</u>	\$18
Independent	3	-3	<u>0</u>	x \$43	x <u>\$86</u>	\$0
Basic Fee	Small Entity: \$385.00 Large Entity: \$770.00					\$770
Multiple Dependent claims				+ \$130	+ \$260	\$0
TOTAL FEE DUE						\$788.

3. X The Commissioner is hereby authorized to charge any fees and/or credit any overpayment that may be required during the pendency of this application, required beyond those included herewith, to Deposit Account No. 502026.
4. X A check in the amount of **\$788** is enclosed.
5. X Cancel in this application originally filed claims 2-20 and consider claims 21-41 added via Preliminary Amendment before calculating the filing fee.
6. X Related application data: please amend the specification by inserting the following prior to the first paragraph:

--This application is a continuation of co-pending U.S. Patent Application S.N. 10/165,344, filed June 7, 2002, entitled "Method and Apparatus for Scanning, Stitching, and Damping Measurements of a Double Sided Metrology Inspection Tool," inventors Paul J. Sullivan, et al., which is a continuation of co-pending U.S. Patent Application S.N. 09/335,673, filed June 18, 1999, entitled "Method and Apparatus for Scanning, Stitching, and Damping Measurements of a Double Sided

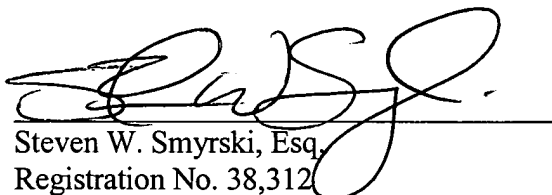
Metrology Inspection Tool," inventors Paul J. Sullivan, et al., now U.S.
Patent 6,414,752, issued July 2, 2002.--

7. Transfer the drawings from the prior application to this application
and Abandoned said prior application as of the filing date accorded this
application. A duplicate copy of this sheet is enclosed for filing in the prior
application.
8. X The original application is assigned of record to KLA-Tencor
Corporation.
9. X The original power of attorney has been revoked and replaced by
the power of attorney appearing in the 09/335,673 application.
10. X Address all future communications to:

Steven W. Smyrski, Esq.
Smyrski & Livesay, LLP
3310 Airport Avenue, SW
Santa Monica, CA 90405-6118

Respectfully submitted,

Date: January 16, 2004


Steven W. Smyrski, Esq.
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"Express Mail" Mailing Label No. ER 160 553 145 US
Date of Deposit: January 16, 2004

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Dear Sir:

I hereby certify that the following:

- ☒ Letter of Transmittal of continuation application
- ☒ Preliminary Amendment
- ☒ Check in the amount of \$788 as a filing fee
- ☒ Originally Filed Patent Application (28 pages of specification; 20 claims; 1 pages of abstract)
- ☒ 6 sheets of formal drawings
- ☒ Originally filed executed Declaration and Power of Attorney
- ☒ Information Disclosure Statement
- ☒ Return postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 CFR 1.10 on the date indicated above and addressed to:

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

JANUARY 16, 2004
Date of Deposit

Steven W. Smyrski
Name of Person mailing papers


Signature